IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

Bail Appl..No. 832 of 2007()
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CMP.434/2007 of ADDL.C.J.M., ERNAKULAM
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PETITIONER/ACCUSED
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SHAMSUDHEEN, S/O.KOYATTY,
RESIDING AT HOUSE OF THAHA, KOTHARATHUPARAMBU
BHAGOM, MAY IST ROAD, THAMMANAM KARA,
POONITHURA VILLAGE (FROM THARAMEL HOUSE,
PULISERYKUNNU KARA, CHERUVANNUR VILLAGE, KOZHIKODE
DIST.)

BY ADV. SRI.P.V.KUNHIKRISHNAN

RESPONDENTS: COMPLAINANT & STATE
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1. SUB INSPECTOR OF POLICE,
HILL PALACE POLICE STATION, ERNAKULAM.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 832 OF 2007

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DATED: 13-02-2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the sole accused in Crime No. 20/2007 of Hill Palace Police Station for offences punishable under Secs..366 A & 376 I.P.C., seeks his enlargement on bail. Petitioner was arrested on 10-01-2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner from a future date. Accordingly, the petitioner is directed to be released on bail with effect from 26-2-2007 on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the Addl. Chief Judl.Magistrate, Ernakulam and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3.. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

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